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FILED

OCTOBER 6, 2003

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

RECEIVED

SEP 18 2003

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SURRENDER
OF THE LICENSE OF

MATTHEW E. DURALEK, P.A.
License No. 25MP00089100

TO PRACTICE AS A PHYSICIAN ASSISTANT
IN THE STATE OF NEW JERSEY

Administrative Action

**INTERIM CONSENT ORDER
OF VOLUNTARY SURRENDER**

This matter was opened to the State Board of Medical Examiners upon notification that Matthew Duralek, P.A. ("Respondent") was arrested in Union County, New Jersey on September 15, 2003 and charged with knowingly obtaining a controlled dangerous substances by presenting a forged prescription for a schedule III narcotic in violation of N.J.S.A. 2C:35-13, a third degree offense; and knowingly possessing a controlled dangerous substance, a schedule III narcotic, in violation of N.J.S.A. 2C:35-10(A)1, also a third degree offense.

CERTIFIED TRUE COPY

Furthermore, through counsel, Respondent represented to the Attorney General that he will be entering an inpatient facility beginning on September 20, 2003 for a period of at least twenty-one (21) days for treatment of an admitted substance abuse problem.

Respondent now desires to surrender his license to practice as a physician's assistant pending both the outcome of the two criminal charges described above, and a satisfactory demonstration to the Board that he is fit to practice as a physician's assistant in New Jersey.

The Board finding the within disposition adequately protective of the public health, safety and welfare, and other good cause having been shown,

IT IS, therefore, on this 23 day of September, 2003
ORDERED THAT:

1. Respondent, Matthew Duralek, P.A. is hereby granted leave and shall immediately surrender his license to practice as a physician's assistant in the State of New Jersey, effective immediately.

2. Respondent shall return his original New Jersey license and current biennial registration to the New Jersey State Board of Medical Examiners, 140 E. Front Street, Second floor, Trenton, New Jersey 08608, no later than September 26, 2003.

3. Respondent shall comply with the attached directives applicable to Board licensees who have had their license to practice suspended, revoked, or whose surrender has been accepted, and which are incorporated into this Order by reference.

4. Prior to any restoration of his license, Respondent shall:

a. Appear before the Board, or a committee thereof, to discuss his fitness to re-enter practice. At that time, Respondent shall be prepared to propose his plans for future practice in New Jersey and shall provide the Board with proof that the criminal charges described above have been resolved;

b. Provide the Board with evidence of his competence and demonstrate fitness to practice in that he is capable of discharging the functions of a licensee in a manner consistent with the public's health, safety and welfare and that he is not then suffering from any impairment or limitation resulting from the use of any substance, including but not limited to narcotics and/or alcohol, which could affect his practice;

c. Provide the Board with evidence that he is not a habitual user of any substance, including but not limited to narcotics and/or alcohol, or intoxicants in violation of N.J.S.A. 45:9-16(b) and is not engaged in professional misconduct in violation of N.J.S.A. 45:1-21(e);

d. Provide the Board with reports from every mental health professional or facility (including, but not limited to: psychologists, counselors, therapists, psychiatrists) who have participated in Respondent's care and/or treatment for substance abuse during the period of time from his entry into treatment to his appearance;

e. Provide the Board with a report from the Physicians Health Program detailing the nature and extent of his involvement with that entity; and

f. Provide the Board with a full account of his conduct during the intervening period of time from his arrest and entry into treatment, to his appearance pursuant to this Order.

5. The parties hereby stipulate that entry of this Order is without prejudice to further action by this Board or other law enforcement entities resulting from Respondent's conduct prior to entry of this Order.

6. Respondent makes no admission of wrongdoing. This Order is entered without prejudice to the further investigation and prosecution of this matter by the Attorney General.

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By:

David Wallace, M.D., Board President

8. Respondent makes no admission of wrongdoing. This Order is entered without prejudice to the further investigation and prosecution of this matter by the Attorney General.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

By:

David M. Wallace M.D.
David Wallace, M.D., Board President

I have read and understood the within Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

M. Duralak
Matthew Duralak, P.A.

Consented to as to form and entry:

Donna Mantel
Donna Mantel, Esq.
Attorney for Respondent